

Message Text

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ORIGIN L-03

INFO OCT-01 ARA-06 ISO-00 H-02 SCS-03 EB-07 COME-00 /022 R

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H JRMACKENZIE
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FM SECSTATE WASHDC
TO AMEMBASSY MEXICO PRIORITY

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E.O. 11652: N/A

TAGS: EIND, MX

SUBJECT: CITIZENS UTILITY SUIT AGAINST GOM ET AL

REF: MEXICO 2158

1. DEPARTMENT LAWYER DISCUSSED SUBSTANCE OF REFTTEL WITH JACOBSON OF CITIZENS. JACOBSON INDICATED HIS BELIEF THAT APPOINTMENT SHOULD BE SOUGHT WITH FARELL DESPITE HIS APPARENTLY HOSTILE POSTURE IF NO OTHER HIGH OFFICIAL CAPABLE OF DEALING WITH DISPUTE, BUT ASKED IF THERE WAS NOT ANOTHER GOM AGENCY WHICH, EVEN IF NOT DIRECTLY INVOLVED, MIGMT NEVERTHELESS HAVE SOME INFLUENCE WITH FARELL AND CFE. IF SO, IT MIGHT BE PREFERABLE FOR JACOBSON AND COUNSEL TO PURSUE APPOINTMENT WITH OFFICIALS OF THAT AGENCY BEFORE GOING TO FARELL. EMBASSY'S VIEWS WOULD BE APPRECIATED.

2. FYI. WE HAVE INDICATED TO JACOBSON AND TO SEVERAL CONGRESSIONAL AIDES WHO HAVE DISCUSSED ISSUE WITH US THAT WE ARE PREPARED TO PROVIDE OUR GOOD OFFICES IN HELPING TO ARRANGE MEETINGS, BUT THAT MATTER APPEARS TO US TO BE ESSENTIALLY A COMMERCIAL CONTRACT DISPUTE (POSSIBLY A TORT ACTION AS WELL) BETWEEN U.S. CORPORATION AND MEXICAN COM-
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PANY STOCK OF WHICH IS OWNED BY GOM. HOWEVER, WE HOPE WE

CAN AVOID BEING PLACED IN A POSITION OF TRYING TO EXPLAIN

TO JACOBSON OR TO INTERESTED MEMBERS OF CONGRESS THAT
HIGH GOM OFFICIALS REFUSE TO MEET WITH U.S. BUSINESSMEN
ON MATTER OF DIRECT AND MUTUAL INTEREST. END FYI. INGERSOLL

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